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data via said server and said second CPU to transmit and receive audio data via said server, wherein said audio data of said first telephone set and said audio data of said second telephone set are formed as data packets including address data for communicating with said first CPU of said first telephone set and said second CPU of said second telephone set, wherein said server assigns an address to said connection control means as said address data, and wherein said data packets include first and second identifying numbers in addition to said first and second audio data to distinguish data for said first CPU from data for said second CPU, and said connection control means recognizes said first and second identifying numbers to deliver said data packets to one of said first CPU and said second CPU in response to a respective one of said first and second identifying numbers.--

#### REMARKS

Claims 4 and 6 remain in the application and have been amended hereby, with claims 3 and 5 having been canceled, without prejudice or disclaimer.

Reconsideration is respectfully requested of the rejection of the claims under 35 USC 112, second paragraph, as being indefinite.

The examiner has noted that claims 3 and 5 recited "said digital audio signal," which lacked antecedent basis.

Claims 3 and 5 have been canceled hereby, nevertheless, the substance thereof has been included in claims 4 and 6, respectively. In those amendments to claims 4 and 6, the indefiniteness noted by the examiner has been eliminated by not referring to the first audio input/output means as converting an input voice into a first output digital audio signal but, rather, simply into a digital audio signal.

Accordingly, it is respectfully submitted that this problem has now been corrected.

Reconsideration is respectfully requested of the rejection of claims 3 and 5 under 35 USC 103, as being unpatentable over Iwami in view of Slaughter et al. and Eckley.

In paragraph 5 of the instant Office Action, it is noted that claims 4 and 6 set forth allowable subject matter and would be allowable if rewritten to overcome the rejection under 35 USC 112, second paragraph, and to include all of the limitations of the base claim and any intervening claims.

Claim 4 has been amended hereby to include all of the limitations of claim 3 from which it depended. Claim 3 has been canceled. Claim 6 has been amended hereby to include all of the limitations of claim 5 from which it depended. Claim 5 has been canceled. As noted hereinabove, the problems under 35 USC 112, second paragraph, have been dealt with.


Therefore, in view of the amendments made to the claims hereby to set forth only allowable subject matter, it is respectfully submitted that the telephone apparatus for connection to a computer network, as taught by the present

invention and as recited in the amended claims, is clearly and definitely set forth in those amended claims and is neither shown nor suggested in the cited references, alone or in combination.

Favorable reconsideration is earnestly solicited.

Respectfully submitted,

COOPER & DUNHAM LLP

A handwritten signature in black ink, appearing to read "Jay H. Maioli", with a long horizontal flourish extending to the right.

Jay H. Maioli  
Reg. No. 27,213

JHM:dmcd